

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Revenue Department – Allegation of corruption against Sri Bhogapurapu Gowripathi Sharma, S/o late Jagannadham, Village Revenue Officer, Budathavalasa Village, Laveru Mandal, Srikakulam District – Sanction for Prosecution – Order – Issued.

REVENUE(VIG.VII)DEPARTMENT

G.O.Ms.No.963

Dt.11-09-2009

ORDER

Whereas, Sri Bhogapurapu Gowripathi Sharma, S/o late Jagannadham worked as Village Revenue Officer, Budathavalasa Village, Laveru Mandal, Srikakulam District from 8-2-2007 to 23-12-2008. By virtue of the post held by him, he falls within the category of a Public Servant as defined under section 2(c) of the Prevention of Corruption Act, 1988(Act 49 of 1988);

2. And Whereas, Sri Kella Appala Naidu, S/o Geddappadu, 50 years is a resident of Budathavalasa Village, Laveru Mandal of Srikakulam District. On 2-7-2008 he purchased a dry land to an extent of 0.39 cents in his name from Domana Ramulu and got it registered at Sub Registrar Office, Ranastalam and with an intention to obtain Pattadar Pass book and title deed, on 17-11-2008 he submitted an application to the Tahsildar, Laveru Mandal who put his signature on the said application and endorsed to Village Revenue Officer for taking necessary action and directed him to handed over the same to Village Revenue Officer. Accordingly on 18.11.2008 at about 11 A.M. Sri K.Appala Naidu met Sri Bhogapurapu Gowripathi Sharma, Village Revenue Officer at his village and handed over the application along with copy of registered document of land and 3 passport size photos. Then Sri Bhogapurapu Gowripathi Sharma, Village Revenue Officer demanded Rs.1600/- from him to do the work. Then Sri K.Appala Naidu requested the Village Revenue Officer Sri Bhogapurapu Gowripathi Sharma to reduce the bribe amount. Thereupon Sri Bhogapurapu Gowripathi Sharma reduced the same to Rs.1100/-. Again on 20.12.2008 Sri K.Appala Naidu met Sri Bhogapurapu Gowripathi Sharma and enquired about his Pattadar Pass book and title deed. Then Sri Bhogapurapu Gowripathi Sharma asked Sri K.Appala Naidu about bribe amount and also informed if the bribe amount is not paid, he would not complete the work and directed him to come on 23-12-2008 and give bribe amount;

3. And whereas, Sri Kella Appala Naidu, S/o Geddappadu, 50 years, Budathavalasa Village, Laveru Mandal, Srikakulam District who was unwilling to pay the bribe to Sri Bhogapurapu Gowripathi Sharma approached the Inspector of Police, Anti-Corruption Bureau, Srikakulam District / Vizianagaram range on 22.12.2008 and presented a written complaint for taking necessary action against Sri Bhogapurapu Gowripathi Sharma, S/o late Jagannadham, Village Revenue Officer, Budathavalasa Village, Laveru Mandal, Srikakulam District. The Deputy Superintendent of Police, Anti-Corruption Bureau, Vizianagaram Range after observing the due procedure, registered the same as a case in Cr.No.16/RC-ACB/VZM/2008 under section 7 of the Prevention of Corruption Act, 1988 at 10.00 AM on 23-12-2008 and took up investigation.

4. And whereas, it is further alleged that during the course of trap on 23.12.2008 at 12.20 P.M. Sri Kella Appala Naidu, S/o Geddappadu, 50 years, Budathavalasa Village, Laveru Mandal of Srikakulam district along with the accompanying witness, Sri Revalla Nageswara Rao met Sri Bhogapurapu Gowripathi Sharma, Village Revenue Officer at his office situated at Budathavalasa Village. On seeing them, Sri Bhogapurapu Gowripathi Sharma, Village Revenue Officer re-iterated his earlier demand of bribe of Rs.1,100/- for doing official favour, and accepted tainted amount of Rs.1100/- at about 12.27 PM on 23-12-2008 with his right hand and kept the same in his left side Safari shirt pocket after counting the tainted currency and the both hand fingers of Sri B.Gowripathi Sharma and inner lining of his left side Safari shirt pocket yielded positive result when subjected to chemical test in the presence of mediators. The tainted amount of Rs.1100/- was recovered from the left side pocket of the wearing Safari shirt of Sri Bhogapurapu Gowripathi Sharma. The tainted amount, resultant solutions and the connected records were seized by the Deputy Superintendent of Police, Anti-Corruption Bureau, Vizianagaram range duly attested by him and mediators;

5. And whereas, the above said acts of Sri Bhogapurapu Gowripathi Sharma, S/o late Jagannadham, Village Revenue Officer, Budathavalasa Village, Laveru Mandal, Srikakulam District constitute offences punishable under section 7 and sub-section (2) of section 13 readwith clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988).

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove Sri Bhogapurapu Gowripathi Sharma, S/o late Jagannadham, Village Revenue Officer, Budathavalasa Village, Laveru Mandal, Srikakulam District from Government service, after fully and carefully examining the material placed before them with regard to the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri Bhogapurapu Gowripathi Sharma, S/o late Jagannadham, Village Revenue Officer, Budathavalasa Village, Laveru Mandal, Srikakulam District should be prosecuted in court of law for the aforesaid offences.

7. Now therefore, in exercise of the powers conferred by clause(b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Bhogapurapu Gowripathi Sharma, S/o late Jagannadham, Village Revenue Officer, Budathavalasa Village, Laveru Mandal, Srikakulam District for the said offences punishable under section 7 and sub- section (2) of section 13 read with clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognste offences punishable under any provisions of law for the time being in force in respect of the said allegation and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General
Anti Corruption Bureau
Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER